## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

ANTHONY LEE MANAER	)	
ANTHONY LEE McNAIR,	)	
Plaintiff,	)	
v.	)	HIDOMENIT
	)	JUDGMENT
	)	No. 5:10-CV-544-FI
ROCKY MOUNT POLICE DEPARTMENT,	)	
	)	
Defendant.	)	

## **Decision by Court.**

This action came before the Honorable Louise W. Flanagan, Chief United States District Judge, for consideration of the Memorandum and Recommendation of the United States Magistrate Judge.

**IT IS ORDERED, ADJUDGED AND DECREED** in accordance with the court's order entered December 28, 2010, and for the reasons set forth more specifically therein, that plaintiff's complaint is dismissed for failing to survive frivolity review under 28 U.S.C. § 1915(e)(2). The plaintiff shall have and recover nothing from this action.

## This Judgment Filed and Entered on January 3, 2011, and Copies To:

Anthony Lee McNair (via U.S. Mail) 1413 Hill Street, Rocky Mount, NC 27801

January 3, 2011

DENNIS P. IAVARONE, CLERK

/s/ Christa N. Baker

(By) Christa N. Baker, Deputy Clerk